



SHIRE
of
DANDARAGAN

MINUTES
of the
ORDINARY COUNCIL MEETING
held at the
COUNCIL CHAMBERS JURIEN BAY
on
THURSDAY 25 OCTOBER 2012
COMMENCING AT 5.16 PM

(THIS DOCUMENT IS AVAILABLE IN LARGER PRINT ON REQUEST)

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MINUTES OF ORDINARY COUNCIL MEETING HELD THURSDAY 25 OCTOBER 2012

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

1.1 DECLARATION OF OPENING

The presiding member declared the meeting open at 5.16pm and welcomed those present.

1.2 DISCLAIMER READING

The disclaimer was read aloud as there were members of the public present.

"No responsibility whatsoever is implied or accepted by the Shire of Dandaragan for any act, omission or statement or intimation occurring during this meeting.

It is strongly advised that persons do not act on what is heard at this meeting and should only rely on written confirmation of Council's decision, which will be provided within fourteen (14) days of this meeting."

2 RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE

Members Councillor S Love (President)
 Councillor L Short (Deputy President)
 Councillor M Russell
 Councillor L Holmes
 Councillor W Gibson
 Councillor T Bailey
 Councillor K McGlew
 Councillor M Sheppard
 Councillor D Kent in at 5.47pm

Staff Mr I Rennie (Deputy Chief Executive Officer)
 Mr W George (Manager Building Services)
 Mr T Brokenshire (Manager Environmental Health)
 Mr D Chidlow (Manager Planning)
 Mr R Casella (Planning Officer)
 Mr B Bower (Coordinator Integrated Planning)
 Miss D Jose (Community Economic Project Officer)
 Mrs Kerri Renton (Works Support Officer)
 Miss D Kerr (Secretary)

Apologies Mr T Nottle (Chief Executive Officer)
 Mr S Clayton (Manager Corporate Services)
 Mr R Pepper (Manager Technical Services and Works)

Approved Leave of Absence

Observers There were four members of the public present

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3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4 PUBLIC QUESTION TIME

Nil

5 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6 CONFIRMATION OF MINUTES**6.1 MINUTES OF ORDINARY MEETING HELD 27 SEPTEMBER 2012**

Council delegate reports – “Moved Cr Short, seconded Cr Russell” to be inserted into the Minutes.

Item 9.4.4 of the September Minutes was deferred to the next Council meeting however it is not in the October Agenda.

COUNCIL DECISION

Moved Cr Holmes, seconded Cr Russell

That the minutes of the Ordinary Meeting of Council held 27 September 2012 be confirmed with amendments.

CARRIED 8 / 0

7 NOTICES AND ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION AND COUNCIL APPOINTED DELEGATES REPORTSCr Short

- 28 September 2012 Moore Catchment Council AGM
- 28 September 2012 Ordinary General Meeting of Moore Catchment Council
- 9 October 2012 Wheatbelt Health MOU Meeting
- 9 October 2012 Koojan Gillingarra LCDC Meeting
- 10 October 2012 Department of Environment and Conservation – Minister Bill Marmion opening of new facilities at Hangover Bay
- 11 October 2012 Opening of Jurien Bowling Club – new artificial turf and fencing improvements by Minister for Regional Development Hon. Brendon Grylls

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- 14 October 2012 Opening of Dandaragan Tennis Club synthetic surface and fencing improvements
- 17 October 2012 Water Corporation Customer Advisory Council Meeting
- 19 October 2012 Road Safety Local Government and Community Grants Committee
- 24 October 2012 Department of Mines and Petroleum with CSIRO Unconventional Gas Workshop – Dongara

Cr Sheppard

- 3 October 2012 Meeting with Church Reps regarding Lot 674
- 11 October 2012 Meeting with Brendon Grylls regarding Health and Supertowns
- 17 October 2012 Jurien Bay Chamber of Commerce – Concerns over lack of action on Jurien Bay Townsite entry statements also will be writing to Minister over reduction of Police numbers in Jurien Bay
- 24 October 2012 Australia's Coral Coast Annual General Meeting

Cr McGlew

- 10 October 2012 Department of Environment and Conservation – Minister Bill Marmion opening of new facilities at Hangover Bay
- 11 October 2012 Meeting with Brendon Grylls regarding Health and Supertowns
- 11 October 2012 Opening of Jurien Bowling Club – new artificial turf and fencing improvements by Minister for Regional Development Hon. Brendon Grylls
- 14 October 2012 Opening of Dandaragan Tennis Club synthetic surface and fencing improvements
- 15 October 2012 CY O'Connor Presentation – Jurien Bay
- 17 October 2012 Cervantes Community Centre Annual General Meeting
- 24 October 2012 Jurien Bay Youth Group Annual General Meeting

Cr Russell

- 5 September 2012 Ratepayers and Progress Association Meeting – Cervantes
- 11 September 2012 West Midlands Group Spring Field Day, Latest Research and Development – Guest Speaker, Danny Green
- 17 September 2012 Cervantes Community Recreation Centre Ordinary Meeting
- 10 October 2012 Ratepayers and Progress Association Meeting – Cervantes
- 17 October 2012 Cervantes Community Recreation Centre Annual General Meeting
- 24 October 2012 RSL Annual General Meeting – Jurien Bay
- 23 October 2012 Wedge Island and Grey Shack Settlements Cultural Heritage Assessment Meeting – Curtin University, Perth

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Cr Love

- 24 August 2012 Avon Midland Zone Conference – Goomalling
- 28 August 2012 Vern Westbrook Walk
- 1 October 2012 Walk event at the Royal Show – Regional Development and Lands
- 2 October 2012 Stable Fly Action Group – Gingin
- 3 October 2012 Meeting with Churches in Jurien Bay re Community Church and Church Land
- 11 October 2012 Opening of Jurien Bowling Club – new artificial turf and fencing improvements by Minister for Regional Development Hon. Brendon Grylls
- 15 October 2012 CY O'Connor Presentation – Jurien Bay

Cr Gibson

- 24 September 2012 Road Sub-Group Meeting – Moora

COUNCIL DECISION

Moved Cr Short, seconded Cr Russell

That the delegates' reports to 25 October 2012 as presented be accepted.

CARRIED 8 / 0



8 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

Nil

9 REPORTS OF COMMITTEES AND OFFICERS

9.1 FINANCE

9.1.1 FINANCIAL STATEMENTS – MONTHLY REPORTING FOR THE PERIOD ENDING 30 SEPTEMBER 2012

Location:	Shire of Dandaragan
Applicant:	N/A
Folder	Business Classification Scheme / Financial Management / Financial Reporting / Periodic Reports
Disclosure of Interest:	None
Date:	11 October 2012
Author:	Scott Clayton, Manager Corporate Services
Signature of Author:	
Senior Officer:	Ian Rennie, Acting Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To table and adopt the monthly financial statements for the period ending 30 September 2012.

BACKGROUND

As part of the Local Government Act 1995 and Financial

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Management Regulations (1996), monthly financial statements are required to be presented to Council. Circulated are the monthly financial statements for the period ending 30 September 2012.

COMMENT

Regulation 34 of the Financial Management Regulations (1996) requires the following information to be provided to Council:

1. Net Current Assets

Council's Net Current Assets [ie surplus / (deficit)] position as at the 30 September 2012 was \$7,192,516. The composition of this equates to Current Assets minus Current Liabilities less Cash Assets that have restrictions on their use placed on them, in this case Reserves, Restricted Assets and Trust. The current position indicates that Council can easily meet its short-term liquidity or solvency.

The Net Current Asset position is reflected on page 8 and reconciled with the Statement of Financial Activity on page 1 of the financial statements.

The amount raised from rates, shown on the Statement of Financial Activity (page 1), reconciles with note 6 (page 9) of the financial statements and provides information to Council on the budget vs actual rates raised.

2. Material Variances

The Statement of Financial Activity provides variances to budget by way of percentages. Council's adopted policy states a 10 percent threshold for these variances to be reported. An explanation of these variances is as follows:

Governance

Expenditure is at 82.7% of Y-T-D budget. This variance is as a result of the budgeting of administration allocations.

General Governance costs are distributed to other schedules as part of the allocation process. When forming the Y-T-D budget the allocations are distributed evenly on a monthly basis, however, actual budgeted costs do not distribute evenly resulting in a possible variance. This variance is as a result of these allocations. Should actual expenses follow budgeted expenses this variance will correct itself in later periods.

General Purpose Funding

Income is at 236.2% of Y-T-D budget and is due to interest earned on SuperTowns funds. The SuperTowns funds are held in a separate reserve and were excluded from the budget as at the time of adoption there was insufficient information available on how the funds would be expended and over what time frame. This has now been rectified as a result of a budget amendment made by Council at the Special Meeting of Council held 8 August. This item recognised additional interest income

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of \$330,000. This variance will continue to appear until the budget review is adopted.

It is important to note that as part of the SuperTowns funding agreement any interest earned must be retained for the purpose of SuperTown and therefore, the interest does not represent additional untied cash.

Community Amenities

Expenditure is at 87.0% of Y-T-D budget and is due to employee costs being less than budgeted as a result of vacancies for the Town Planner and the Community Economic Project Officer.

Recreation and Culture

Expenditure is at 84.3% of Y-T-D budget. This is due to salaries and materials and contracts being less than budgeted. In the July monthly statements, advice from the Manager of Technical Services and Works was that this variance is as a result of parks and gardens staff being redirected to road works including patching, verge maintenance, carpark construction and footpath maintenance. This redirection is expected and is being monitored by the Manager of Technical Services and Works.

While the variance still exists, it has remained at the level it was at 31 July 2012.

The following commentary has been provided by the Manager of Technical Services and Works:

“At present the Parks & Gardens is running one staff member down but will be rectified in the near future to give a full complement to the Parks and Gardens team. There has been some redirection with staff carrying out road verge maintenance as well as foot path construction.”

Economic Services

Expenditure is at 89.5% of Y-T-D budget. This is primarily due to employee costs being less than budgeted as a result of a vacancy for the Special Projects Officer.

Other Property and Services

Expenditure is at 125.8% and is due to higher than budgeted Overheads being recognised within Plant Repairs. Investigations identify that an overhead allocation was not included in the budget for plant repairs. Therefore, this variance will continue until budget review where the correction can be made.

Please note that while this does present a true variance within the accounts it is a non cash item and does not affect the

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bottom line of the financials.

CONSULTATION

- Chief Executive Officer

STATUTORY ENVIRONMENT

- Regulation 34 of the Local Government Financial Management Regulations (1996)

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no adverse trends to report at this time.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Financial statements for the period ending 30 September 2012 (9125)

(Marked 9.1.1)

VOTING REQUIREMENT

Simple majority


OFFICER RECOMMENDATION / COUNCIL DECISION


Moved Cr Sheppard, seconded Cr Gibson

That the monthly financial statements for the period ending 30 September 2012 be adopted.

CARRIED 8 / 0

9.1.2 MARKETING AND PROMOTIONS ADVISORY COMMITTEE – RECOMMENDATIONS

Location:	Various
Folder Path:	Business Classification Scheme / Economic Development / Industries / Tourism
Disclosure of Interest:	None
Date:	15 October 12
Author:	Dionne Jose, Community Economic Project Officer
Signature of Author:	

Senior Officer:	Ian Rennie, Deputy Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To receive the minutes of the meeting held 27 September 2012 and consider the recommendation put forward by the Marketing and Promotions Advisory Committee.

BACKGROUND

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On 27 September 2012, the Marketing and Promotions Advisory Committee held a meeting to further discuss a request regarding signage at Badgingarra public ablution block and general marketing business.

The Marketing and Promotions Advisory Committee has made the following recommendation to Council in respect to this item.

COMMITTEE RECOMMENDATION / COMMITTEE DECISION
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Moved Mike Newton

Seconded Mike Sheppard

The Marketing and Promotions Advisory Committee recommend the Badgingarra Community Association place signage on the existing wall of the Badgingarra ablution block. There would be no need to order a stand-alone frame, thus saving resources for sign development and graphic artist. This will also give the option for signage growth in the future. Committee also recommend simplifying sign layout. The design submitted is detailed and could be possibly developed into a brochure for tourists to take away.

CARRIED UNANIMOUSLY

COMMENT

This item was previously discussed at the Marketing and Promotions Advisory meeting held on 30 May 2012. At this meeting it was decided that the Item be deferred until such time as the Badgingarra Community Association supplies a design or sketch of the proposal and a budget of costs to carry out the project. Furthermore consideration should be developed in the proposal to market and promote the entire region in a standard format similar to other recently refurbished information bays within the Shire.

Further information has now been provided from the Badgingarra Community Association. From the perspective of the Marketing and Promotions Advisory Committee, the inclusion of a whole Shire map is probably the most central area to focus on. The Shire has recently had a map designed for that includes all tourist attractions for this region and this is being offered for use with the sign. Input into local attractions is undoubtedly best carried out by Badgingarra Community Association members that live in the immediate vicinity.

A template of the details of what will appear on the sign is still to be provided as are final costing and matching financial support from Badgingarra Community Association. It has been suggested that a map of the district will be included on the sign. A town map would also be essential.

CONSULTATION

- Chairperson, Marketing and Promotions Advisory Group
- Coordinator of Integrated Planning

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STATUTORY ENVIRONMENT

There are no statutory implications relevant to this item.

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no financial implications for this item. A budget allocation of \$1,000 has been made in support of the signage.

STRATEGIC IMPLICATIONS

Med	G1-06-A6	Support information and interpretive signage development within Shire eg. Stock route trail	Ongoing	District	Local groups Tourism industry
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ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Minutes of Marketing and Promotions Advisory Committee (Doc Id: 9212)
(Marked 9.1.2)

VOTING REQUIREMENT

Simple Majority

OFFICER RECOMMENDATION

That Council receive the minutes of the Marketing and Promotion Advisory Committee Meeting held 27 September 2012 and adopt the recommendation listed in the minutes.

COUNCIL DECISION

Moved Cr Love, seconded Cr Bailey

That Council;

- 1. receive the minutes of the Marketing and Promotion Advisory Committee Meeting held 27 September 2012 and adopt the recommendation listed in the minutes; and**
- 2. advise the Badgingarra Community Association that the recommendations of the committee are not binding.**

CARRIED 8 / 0

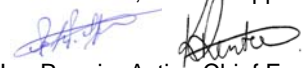

9.2 WORKS AND PLANT

9.2.1 DISPOSAL OF TRANSPORTABLE BUILDINGS ONLY – LOT 6 DANDARAGAN ROAD, DANDARAGAN AND LOT 15 TOPHAM STREET, DANDARAGAN

Location:

Shire of Dandaragan

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Applicant:	N/A
Folder Path:	Business Classification Scheme / Council Properties / Acquisition and Disposal / Disposals
Disclosure of Interest:	None
Date:	5 October 2012
Author:	Ray Pepper, Manager of Technical Service & Works Kerri Renton, Works Support Officer
Signature of Author:	
Senior Officer:	Ian Rennie, Acting Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

Approval is sought to dispose of the following Council Assets:

- *Building A* consisting of One (1) transportable (15m x 3m) unit with 2 bedrooms, 1 living, 1 kitchen, 1 bathroom, 1 toilet and 1 laundry, located at lot 6 Dandaragan Road.
- *Building B* consisting of Three (3) transportable (12m x 3m) five room units (dongas) with verandas. Located at 15 Topham Street, Dandaragan.

BACKGROUND

Buildings B was originally included in an auction that was held at the Dandaragan Depot on 18 February 2010 to dispose of equipment and sundry items which were surplus to our needs and have been replaced with the intention of disposing of them. The buildings that constitute Building B attracted no bids.

The next step to dispose of Building B was then to go to tender for the purchase and removal of all buildings in Dandaragan. Request for Tender 03/2010 Purchase and Removal of Single Person Quarters in Dandaragan dated 17 June 2010 was advertised in Saturday's 24 April 2010 edition of The West Australian, the Advocate from 29 April 2010 and the Shire Matters May edition.

When tenders closed on Friday 14 May 2010, two tenders had been received from two companies:

- Brajkovich Demolition and Salvage PTY LTD
- McLennan Transportables

Brajkovich Demolition and Salvage PTY LTD	\$2800 ex GST
McLennan Transportables	\$5000 ex GST

Council's decision was to reject all Tenders as they failed to reach a satisfactory price and to re-advertise the Tender 03 / 2010.

Building B was again advertised and put up for tender along with Building A and after the closing date of Thursday 16 August 2012, Council had received only one tender from the Beemurra Aboriginal Corporation (BAC).

Council's decision was to reject all tenders received for Tender 05 / 2012 on the basis that it had not received a suitable value for the buildings at Lot 15 Topham Street, Dandaragan and Lot 6

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Dandaragan Road, Dandaragan.

Council has since received a letter from Mr Keith Hammond requesting to “tender” for the 4 transportable buildings. The offer outlined is \$5000 for (Building B) all three buildings (single men’s quarters) opposite the Shire yard and \$8,000 for (Building A) the transportable house on the corner of Harris Street and Dandaragan Road.

A market appraisal has been conducted by Landmark in Moora, they note that the assets are in a significant state of disrepair and would require significant works to bring it back to a reasonable standard.

The market valuation appraisal (attached) sets a possible sale price between \$15,000 and \$20,000. Allowing \$4,000 each for the single quarters and \$8,000 for the other housing unit. It is important to note however, that the cost of dismantling and removing the building will be borne by the purchaser in addition to the purchase price, it is the opinion of the Manager of Building Services that this removal cost could conservatively be \$12,000.

COMMENT

The following conditions were included in the original tender document and still apply:

- Manager of the relevant area is to ensure that such disposal is in accordance with the requirements of Local Government Act (1995) and in the interest of good governance and complies with Council’s Code of Conduct, particularly with respect of conflict of interest.
- Manager of the relevant area has made, a reasonable effort to ensure Council has no need for the asset, if the items are of historical or cultural significance they should be given special regard and any dangerous goods disposed of only in an authorised manner.
- Council is to provide an accountable and transparent process for the disposal of surplus assets and materials beyond economical repair.

Council now has the opportunity to sell by private treaty and the process is to make offers to members of the public and a chance to purchase outright the council buildings on an ‘as is where is’ basis. The purchaser/s will demount and be required to move the buildings, or part thereof, at their own expense. Conditions are required for the disposal of these buildings.

It is the intention that the conditions of removal outlined in the Tender 05 / 2012 Purchase and Removal of Single Person Quarters in Dandaragan will apply to any sale by private treaty.

CONSULTATION

- Chief Executive Officer
- Manager Technical Services and Works

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- Manager Corporate Services
- Manager Building Services

STATUTORY ENVIRONMENT

Section 3.58 of the Local Government Act 1995 requires the Local Government to (prior to disposing of property by way of lease or sale) obtain a valuation of the property and advertise for a period of 14 days the following information:

- Description of property for lease/sale
 - Details of the disposition (As prescribed by the Act)
 - Invitation of submissions
- (3) A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property —
- (a) it gives local public notice of the proposed disposition —
 - (i) describing the property concerned; and
 - (ii) giving details of the proposed disposition; and
 - (iii) inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given;
 - and
 - (b) it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.
- (4) The details of a proposed disposition that are required by subsection (3)(a)(ii) include —
- (a) the names of all other parties concerned; and
 - (b) the consideration to be received by the local government for the disposition; and
 - (c) the market value of the disposition —
 - (i) as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or
 - (ii) as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.
- (5) This section does not apply to —
- (a) a disposition of an interest in land under the Land Administration Act 1997 section 189 or 190; or
 - (b) a disposition of property in the course of carrying on a trading undertaking as defined in section 3.59; or
 - (c) anything that the local government provides to a particular person, for a fee or otherwise, in the

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performance of a function that it has under any written law; or

- (d) any other disposition that is excluded by regulations from the application of this section.

5.93. Improper use of information

A person who is a council member, a committee member or an employee must not make improper use of any information acquired in the performance by the person of any of his or her functions under this Act or any other written law —

- (a) to gain directly or indirectly an advantage for the person or any other person; or
 (b) to cause detriment to the local government or any other person.

Penalty: \$10 000 or imprisonment for 2 years.

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- SPQ Disposal Pictures (Doc Id: 9052)
(Marked 9.2.1)

VOTING REQUIREMENT

Absolute majority

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Bailey, seconded Cr Gibson

That:

- 1. Council acknowledge the Market Appraisal supplied by Landmark Real Estate for the sale of buildings at Lot 6 Dandaragan Road (Building A) and Lot 15 Topham Street, Dandaragan (Building B);**
- 2. Council authorise the CEO to undertake any advertising requirements required as per Section 3.58 of the Local Government Act 1995, to facilitate the disposal of buildings for an amount of \$5000 inc GST for the purchase of all three single men's quarters located at Lot 15 Topham Street, Dandaragan and \$8000 inc GST for transportable house located at Lot 6 Dandaragan Road, Dandaragan to Stanley Keith Hammond;**


3. Should submissions be received within the timeframe stipulated in Section 3.58 of the Local Government Act 1995 these will be presented to Council for consideration prior to authorising the disposal of the buildings;
4. That should no submissions be received within the timeframe stipulated in Section 3.58 of the Local Government Act 1995, Council authorise the CEO to immediately dispose of the buildings (only) identified as buildings at Lot 6 Dandaragan Road, Dandaragan and Lot 15 Topham Street, Dandaragan and that this disposal be authorised as a budget amendment;
5. Council authorise a budget amendment to transfer the proceeds of this sale, less sale expenses and landscaping expenses to the Housing Reserve; and
6. That the purchaser be advised that the sale of the buildings is under the following conditions;
 - a) The purchaser acknowledges and agrees that no warranty or representation has been given or made to the purchaser or anyone on behalf of the purchaser or any agent/agents employed by the purchaser. The seller will not be liable under any circumstances to make any allowance or compensation to the purchaser nor will the Purchase Price be affected by the exclusion of warranties or representation in this condition for any fault, defect or characteristic in the Buildings.
 - b) The successful purchaser has thirty days (30 days) from the effective date of the agreement for the sale to provide the balance in cleared funds to complete the purchase, prior to collection of the building.
 - c) The removal of asbestos material is to be carried out in accordance with the Worksafe Western Australia Guidelines and the Health (Asbestos) Regulations 1992:
 - Building A qualifies for exemption from Regulations 7A of the Health (Asbestos) Regulations 1992
 - Building B is a dwelling house only as long as the three (3) units are co-located. If the three units are sold with the intention of transporting them to more than one other location, then the subsequent transportation of the units will be an offence under the Health (Asbestos) Regulations 1992. The legal way to separate the units to separate locations would be to remove and properly dispose of the asbestos cladding, both internally and externally. The units would then require re-cladding with a non-asbestos material. Asbestos material is to be removed and disposed of under demolition permit obtained from the local permit authority, and such work is to be carried out by a person or persons licenced to remove cement products to a safe disposal site in accordance with the Regulations; and
 - d) Relocation of Building A or Building B to other parts of the Sellers town site will be subject to the issue of a

planning permit in accordance with the Seller's policy relating to the relocated dwellings. In order to relocate the Buildings outside of the Seller's town site the successful Purchaser will be responsible for obtaining correct advice from the relevant local permit authority.

CARRIED BY ABSOLUTE MAJORITY 8 / 0

9.3 ADMINISTRATION

9.3.1 APPLICATION OF COMMON SEAL

Location:	N/A
Applicant:	Shire of Dandaragan
Folder Path:	Business Classification Scheme / Governance / Authorisations / Council Seal
Disclosure of Interest:	None
Date:	9 October 2012
Senior Officer:	Ian Rennie, Acting Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To seek Council's endorsement for the application of the Shire of Dandaragan's Common Seal to the Notification Under Section 70A form for Lot 11 on Deposited Plan 74990 (registered proprietor being Koodiewoodie Pty Ltd).

BACKGROUND

The Shire of Dandaragan's Common Seal is applied in circumstances where the Shire enters into a legal agreement, lease or undertakes the disposal or acquisition of land.

Application of the Seal is accompanied by the signatures of the President and Chief Executive Officer.

A register is maintained to record all occasions on which the Seal is applied.

Generally, the Common Seal is only applied in circumstances where the Council has specifically resolved to enter into an agreement, lease or dispose of or acquire land. There are however, occasions where the Seal is required to be applied urgently and Council's endorsement is sought retrospectively.

COMMENT

Conditional approval was granted by the Western Australian Planning Commission requesting as part of Condition 3 of the approval that:

"Notification in the form of a section 70A notification, pursuant to the Transfer of Lands Act 1893 (as amended) is to be placed on the Certificate of Title of proposed Lot 1 (4ha lot) advising that the

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land may be impacted from agricultural activity on surrounding properties. (Local Government)"

CONSULTATION

Not applicable

STATUTORY ENVIRONMENT

There are no statutory implications relevant to this item.

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple majority

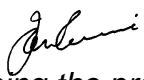
OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Bailey, seconded Cr Short

That Council endorse the affixing of the Shire of Dandaragan's Common Seal to the Notification Under Section 70A form for Lot 11 on Deposited Plan 74990 (registered proprietor being Koodiewoodie Pty Ltd).

CARRIED 8 / 0

9.3.2 APPROVAL TO ATTEND THE NATIONAL LOCAL ROADS AND TRANSPORT CONGRESS 2012

Location:	Sandy Bay, Hobart, Tasmania
Applicant:	Cr Lawrie Short
Folder Path:	Business Classification Scheme / Governance / Councillors / Professional Development
Disclosure of Interest:	None
Date:	10 October 2012
Senior Officer:	Ian Rennie, Acting Chief Executive Officer
Signature of Senior Officer:	

Cr Short disclosed an interest due to being the proposed recipient of attendance to the National Local Roads and Transport Congress 2012 and left the Council Chambers at 5.34pm.

PROPOSAL

To consider the attendance of Councillor Lawrie Short at the National Local Roads and Transport Congress 2012 conference.

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BACKGROUND

The conference for 2012 is to be held at the Wrest Point Conference Centre in Sandy Bay, Hobart, Tasmania. The conference will run from Wednesday 14 - Friday 16 November 2012.

Councillor Lawrie Short has expressed interest in attending the conference.

Council's policy for conference expenses for elected members states:

"Conference expenses will only be paid or reimbursed when the attendance is authorised by Council, through a resolution passed at a Council meeting."

COMMENT

The Australian Local Government Association (ALGA) has established a range of challenges and objectives in the National Local Roads and Transport Policy Agenda 2010-20.

In its build up to the next Federal election in 2013, the Federal Government has announced the themes and objectives for the next phase of its Nation Building Program. Importantly, it has announced its intention to continue funding for the Roads to Recovery program for another five years to June, 2019.

This is a great result for local government however, there is much more to be done. This year's National Local Roads and Transport Congress provides Council with the opportunity to assist ALGA to deliver Council's agenda through influencing the next phase of the Government's Nation Building Program and the policy agendas of each of the political parties in the lead up to the election.

The total cost for attendance at this conference comes to approximately \$2,500 which includes registration, flights, accommodation and meals.

CONSULTATION

- President
- Acting Chief Executive Officer

STATUTORY ENVIRONMENT

There are no statutory implications relevant to this item.

POLICY IMPLICATIONS

Council Policy 1.14 - Conferences, Training and Development Expenses, Members applies to this item.

FINANCIAL IMPLICATIONS

There is a total budget for "Members Conference" expenses of \$28,234. Within this allocation is \$13,000 for the bi-annual Council

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visits and \$5,000 for State Council expenses which is fully reimbursable from WALGA.

Therefore, this leaves a remaining budget for Local Government Week and other conferences of \$11,234.

To date \$3,179.55 has been expended from this account and with a future commitment of \$5,860 towards the SEGRA 2012 Conference leaves an available budget of \$2,194.45.

It is estimated that this conference will fully expend the remaining budget for 2012/2013. No budget amendment is required, however, future members conferences / travel will be limited to the Bi-Annual visit.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- 2012 National Local Roads and Transport Congress Program and Registration (Doc Id: 9198)

(Marked 9.3.2)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION


Moved Cr Gibson, seconded Cr McGlew

That Council approve the attendance of Councillor Lawrie Short to the 2012 National Local Roads and Transport Congress to be held in Hobart Tasmania.

CARRIED 6 / 1

Cr Short returned to the Council Chambers at 5.37pm and the President advised of the resolution.

9.3.3 APPOINTMENT OF RECOVERY COORDINATOR FOR THE LOCAL EMERGENCY MANAGEMENT COMMITTEE

Location:	Shire of Dandaragan
Applicant:	Shire of Dandaragan
Folder Path:	Business Classification Scheme / Emergency Services / Appointments / LEMC
Disclosure of Interest:	None
Date:	15 October 2012
Author:	Ian Rennie, Acting Chief Executive Officer
Signature of Author:	

PROPOSAL

To consider appointing Mr Timothy Brokenshire as the Shire of

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Dandaragan's Local Emergency Services Management Committee (LEMC) Local Recovery Coordinator.

BACKGROUND

Council had previously appointed Mr Scott Geere as the Local Recovery Coordinator for the Local Emergency Services Management Committee. Mr Geere left employment of the Shire of Dandaragan several years ago and a replacement had not been appointed.

COMMENT

Mr Brokenshire is the Shire of Dandaragan's Manager of Environmental Health. As a previous employee of the Shire of Manjimup, Mr Brokenshire has had experience in emergency management. He has indicated his willingness to be nominated as the Local Recovery Coordinator.

CONSULTATION

- Manager Environmental Health
- Cr Kaye McGlew

STATUTORY ENVIRONMENT

Under the Emergency Management Act 2005, it is a function of local government to manage recovery following an emergency affecting the community in its district. A local government is to ensure that arrangements for emergency management in the local government's district are prepared. One of these local emergency management arrangements is to include a recovery plan and the nomination of a local recovery coordinator within that plan.

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple majority

Mr Bob Bower left the Council Chambers at 5.38pm.

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Bailey, seconded Cr Short



That Council appoint Mr Timothy Brokenshire as the Local Recovery Coordinator of the Local Emergency Management Committee.

CARRIED 8 / 0

Mr Bob Bower returned to the Council Chambers at 5.40pm.

9.4 TOWN PLANNING

9.4.1 DEPARTMENT OF ENVIRONMENT AND CONSERVATION – APPLICATION TO CLEAR NATIVE VEGETATION – MR AFRON EDWARDS (APIARIST)

Location:	Various Locations
Applicant:	Afron Edwards
Folder Path:	Business Classification Scheme / Environmental Management / Permits / Clearing
Disclosure of Interest:	Nil
Date:	8 October 2012
Author:	David Chidlow, Manager of Planning
Signature of Author:	
Senior Officer:	Ian Rennie, Acting Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To consider an application by Mr Afron Edwards (Apiarist) to clear portions of Crown land and Unallocated Crown land for the purpose of maintaining existing commercial beehives.

BACKGROUND

The Department of Environment and Conservation (DEC) has received an application from Mr Edwards to clear approximately 3.65 hectares of native vegetation across 73 sites within Crown land and unallocated Crown lands for the purpose of apiary site maintenance. Four (4) of these sites are within the Shire of Dandaragan (refer to attachment for listing). Clearing (maintenance) may be in the form of either pruning, slashing or scrub rolling vegetation. If any maintenance is required, up to approximately 0.05ha may be necessary per site for access or placement of beehives. Clearing for a firebreak may also be required and has been factored into the 0.05ha.

Staff are not aware of any reason that this application should not be supported.

COMMENT

Council has supported previous applications for the clearing of native vegetation to allow for agricultural purposes. This application is for renewal of existing apiary sites that have been issued a DEC licence dating back to pre 1984.

CONSULTATION

In accordance with sub-section 51E(4) of the *Environmental Protection Act 1986* (EP Act), the Chief Executive Officer (CEO) of DEC considers that Council may have a direct interest in the

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subject matter of the application, and invites comments on the proposal.

STATUTORY ENVIRONMENT

Environmental Protection Act 1986

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Correspondence and site location details from the Department of Environment and Conservation. (Doc Id: 8857)

(Marked 9.4.1)

VOTING REQUIREMENT

Simple majority


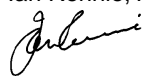
OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Russell, seconded Cr Bailey

That the Department of Environment and Conservation be advised that Council has no objection to the land clearing application submitted by Mr Afron Edwards (Apiarist) for the clearing of approximately 0.05 ha each at 4 Crown land and Unallocated Crown land sites within the Shire of Dandaragan for the purpose of maintaining bee hives.

CARRIED 8 / 0

9.4.2 DEPARTMENT OF ENVIRONMENT AND CONSERVATION – APPLICATION TO CLEAR NATIVE VEGETATION – KUYAN APIARIES

Location:	Various Locations
Applicant:	NT & KD & SJ Fewster / Kuyan Apiaries
Folder Path:	Business Classification Scheme / Environmental Management / Permits / Clearing
Disclosure of Interest:	Nil
Date:	8 October 2012
Author:	David Chidlow, Manager of Planning
Signature of Author:	
Senior Officer:	Ian Rennie, Acting Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To consider an application by NT & KD & SJ Fewster trading as

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Kuyan Apiaries to clear portions of Crown land and Unallocated Crown land for the purpose of maintaining existing commercial beehives.

BACKGROUND

The Department of Environment and Conservation (DEC) has received an application from Kuyan Apiaries to clear approximately 6.65 hectares of native vegetation across 133 sites within Crown land and unallocated Crown lands for the purpose of apiary site maintenance. Twenty one (21) of these sites are within the Shire of Dandaragan (refer to attachment for listing). Clearing (maintenance) may be in the form of either pruning, slashing or scrub rolling vegetation. If any maintenance is required, up to approximately 0.05ha may be necessary per site for access or placement of beehives. Clearing for a firebreak may also be required and has been factored into the 0.05ha.

Staff are not aware of any reason that this application should not be supported.

COMMENT

Council has supported previous applications for the clearing of native vegetation to allow for agricultural purposes. This application is for renewal of existing apiary sites that have been issued a DEC licence from 1967 to 2010.

CONSULTATION

In accordance with sub-section 51E(4) of the *Environmental Protection Act 1986* (EP Act), the Chief Executive Officer (CEO) of DEC considers that Council may have a direct interest in the subject matter of the application, and invites comments on the proposal.

STATUTORY ENVIRONMENT

Environmental Protection Act 1986

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Correspondence and site location details from the Department of Environment and Conservation (Doc Id: 8378)

(Marked 9.4.2)

VOTING REQUIREMENT

Simple majority



OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Gibson, seconded Cr Bailey

That the Department of Environment and Conservation be advised that Council has no objection to the land clearing application submitted by Kuyan Apiaries for the clearing of approximately 0.05 ha each at 21 Crown land and Unallocated Crown land sites within the Shire of Dandaragan for the purpose of maintaining bee hives.

CARRIED 8 / 0

9.4.3 DEPARTMENT OF ENVIRONMENT AND CONSERVATION – APPLICATION TO CLEAR NATIVE VEGETATION – MR ANDREW FELBER

Location:	Lot 3789 off McNamara Road, Badgingarra
Applicant:	Andrew Felber
Folder Path:	Business Classification Scheme / Environmental Management / Permits / Clearing
Disclosure of Interest:	Nil
Date:	8 October 2012
Author:	David Chidlow, Manager of Planning
Signature of Author:	
Senior Officer:	Ian Rennie, Acting Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To consider an application by Mr Andrew Felber to clear approximately 9.2ha of native vegetation.

BACKGROUND

The Department of Environment and Conservation (DEC) has received an application from Mr Felber to clear approximately 9.2 hectares of native vegetation at Lot 3789 off McNamara Road, Badgingarra.

COMMENT

The proposal before Council is for consideration of the application to clear approximately 9.2ha of native vegetation.

Council has supported previous applications for the clearing of native vegetation to allow farming to take place and this application is of a similar nature. Staff are not aware of any reason that this application should not be supported.

CONSULTATION

In accordance with sub-section 51E(4) of the *Environmental Protection Act 1986* (EP Act), the Chief Executive Officer (CEO) of DEC considers that Council may have a direct interest in the subject matter of the application, and invites comments on the proposal.

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STATUTORY ENVIRONMENT

Environmental Protection Act 1986

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Correspondence and plans from the Department of Environment and Conservation (Doc Id: 8856)

(Marked 9.4.3)VOTING REQUIREMENT


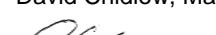
Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION**Moved Cr Bailey, seconded Cr Short**

That the Department of Environment and Conservation be advised that Council has no objection to the land clearing application submitted by Mr Andrew Felber for the clearing of approximately 9.2ha of native vegetation.

CARRIED 8 / 0

9.4.4 REQUEST FOR EXTENSION TO PLANNING APPROVAL – PRIVATE AIRSTRIP AND FLIGHT TRAINING SCHOOL – LOT 24 CORNER OF MUNBINEA AND SPRINGHILL ROADS, HILL RIVER

Location:	Lot 24 corner of Munbinea and Springhill Roads, Hill River
Applicant:	Turner Master Planners Australia
File Ref:	Development Services Apps / Development Application / 2009 / 23
Disclosure of Interest:	None
Date:	12 October 2012
Author:	Robert Casella, Planning Officer
Signature of Author:	
Senior Officer:	David Chidlow, Manager of Planning
Signature of Senior Officer:	

PROPOSAL

The applicant seeks to develop a private Airport and Flight School on Lot 24 of Munbinea and Springhill Roads, Hill River. The development aims to establish a 1km long sealed air strip in the centre of the property aligned in a north and south direction,

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including onsite accommodation for 20 students and eight (8) staff.

BACKGROUND

The subject land is in a 'Rural' zone, with the proposal classified as a 'use not listed' under the Local Planning Scheme No. 7 (LSP7). It was found that the proposal is not out of character with the rural environment based on an acknowledgement that small aircraft and onsite accommodation for workers is common and integrally linked to agricultural and mining developments in the rural zone. This is supported by Section 9.6 (Workers Accommodation in Rural Areas) of the Shires Draft Local Planning Strategy.

At its meeting held on the 11 November 2010, Council resolved the following:

That Council grant planning approval for a Private Airstrip and Flight Training School (inclusive of 20 accommodation rooms and communal facilities) on Lot 24 Munbinea Road, Jurien Bay subject to the following:

Conditions;

1. *All development shall accord with the attached approved plan(s) and specifications dated 11 November 2010 and subject to any modifications required as a consequence of any condition(s) of this approval. The endorsed plans shall not be modified or altered without the prior written approval of the local government;*
2. *The flight training school shall be limited to accommodation of 20 students and 8 staff at any one time;*
3. *The operation of training flights shall be conducted in accordance with CASA Guidelines for Aeroplane Landing Areas (July 1992) and a specific Flight Operations and Management Plan prepared in consultation with the Department of Defence and endorsed by the Local Government;*
4. *The following additional information shall be submitted to the local government prior to or at the time of lodging an application for a Building Licence and prior to commencement of any bulk earth works:*
 - a) *A geotechnical report that demonstrates the geological status and stability of the site.*
 - b) *A Flight Operations and Management Plan to be endorsed by the local government.*
 - c) *Fire Management Plan that outlines fire prevention and protection measures applicable to bush fire risk to be endorsed by the Local Government.*
 - d) *A landscaping plan applicable to the site entry, parking/hangar areas and accommodation component of the development to be endorsed by the local government.*
 - e) *A statutory declaration signed by the adjoining owners of Lot 23 Springhill Road Hill River acknowledging their residence will be within 200 metres of the approved development and there will be a possible increase in background noise during 7am – 6pm from regular aircraft movements;*
5. *A minimum of 14 car parking bays with associated maneuvering area shall be provided onsite to the satisfaction of the local*

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- government;*
6. *All internal access roads, parking and service bays shall (at a minimum) be constructed to a compacted gravel standard to the specifications of the local government;*
 7. *All internal pathways within the accommodation component and linking to the car parking area shall be paved of an impervious material (ie concrete or brick paving) to a minimum of 2.0 metres in width to the satisfaction of the local government;*
 8. *External lighting shall be provided through out the accommodation, car parking and hangar areas of the development, which shall include low level lighting at building entry points and along pathways to the satisfaction of the Local Government;*
 9. *All Staff, student, visitor car parking shall be appropriately marked and/or signposted to the satisfaction of the local government;*
 10. *A potable water supply shall be provided through the provision of rainwater storage tank of 140,000 litres capacity for each accommodation block and the social facilities building, with each tank to:*
 - a) *be fed from roof catchment; and*
 - b) *include the installation of a 50mm outlet with gate valve and male coupling located 300 mm up from the base of each tank to be clearly marked "Fire Brigade Connection Point".*
 11. *A supplementary water supply to service the flight training administration building, general aviation use and fire fighting shall be provided through:*
 - a) *Rainwater catchment with a storage tank capacity of 140,000 litres supplied from the hangar buildings; or*
 - b) *An approved underground water supply with a storage tank capacity of 20,000 litres. Each tank shall include the installation of a 50mm outlet with gate valve and male coupling located 300 mm up from the base of each tank to be clearly marked "Fire Brigade Connection Point".*
 12. *The discharge of over flow from water storage tanks and buildings with down pipes shall be through purposely designed soak wells to provide recharge into the ground water table.*
 13. *The payment of an annual financial contribution by the proponent toward the recurrent maintenance and upkeep of Springhill Road.*
 14. *The airstrip, taxiways and hangar aprons shall be constructed to a paved impervious standard and lined marked in accordance with CASR Part 139 Manual of Standards (MOS) – Aerodromes.*
 15. *The airstrip and taxi-ways shall be fenced off from the balance of the property to a post and wire rural fence standard (7 strand ring lock with 2 guide wires) to the satisfaction of the local government.*
 16. *All stormwater runoff from impervious surfaces, particularly the airstrip and associated taxi-ways and hangar aprons, shall be disposed on the property in a manner that avoids scouring or erosion to occur.*
 17. *Provision of 10 waste disposal receptacles (wheeled bins) to be kept in a compound with easy access and sheltered from the weather.*
 18. *A dust management plan shall be submitted for endorsement by*

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the local government prior to the commencement of clearing and bulk earth works.

19. *Directional and other signage to international standards shall be installed around the facility to the satisfaction of the local government.*

Advice

- *The applicant is advised that this approval does not represent any form of endorsement for Stage 2 being the proposed Air Park development.*
- *With reference to Condition 4b) of this approval the 'Flight Operations and Management Manual' is to address matters such as day time flight hours, emergency procedures and fire management measures applicable to the aviation activities, the designation of flight paths in consideration of restricted military airspace, the location, storage and handling procedures associated with flammable liquids.*
- *With reference to Condition 4d) of this approval the Landscaping Plan should illustrate the layout and types of plants with preference given to native landscaping.*
- *With reference to Condition 4e) of this approval the statutory declaration should be worded as follows:*
"I/we.....as the owner/s of Lot 23 Springhill Road Hill River acknowledged my/our residence is located within 200 metres of an established commercial airstrip and flight training school and accepted the flight training operations may generate increased background noise from continual aircraft take-off and landings during 7am – 6pm."
- *With reference to Condition 8. of this approval all external lighting must comply to Australian Standards.*
- *The proponent is advised an application for clearing of native vegetation may be required pursuant to the Environmental Protection (Clearing of Native Vegetation) Regulations 2004.*
- *With reference to Condition 13. of this approval the financial contribution toward road maintenance is to amount to the cost of grading the length of Springhill Road once a year from the intersection with Munbinea Road to the vehicle entry point to the accommodation and hanger sites (approximately 1.4 km).*
- *A grant of planning consent is not a building licence. A building licence must also be obtained for this development.*
- *All external signage and entry statements are the subject to a further application to the local government for approval.*
- *All onsite wastewater disposal must be approved by the Executive Director of Public Health in accordance with the Health Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974;*
- *Food preparation and storage areas must comply with the Food Act 2008 and the Australian New Zealand Food Standards Code. The Manager Environmental Health must be contacted prior to commencing operation to inspect the food preparation and storage areas;*
- *Potable water must be supplied to all fixtures associated with the accommodation. The applicant is responsible for ensuring the water complies with the Australian Drinking Water Guidelines and*

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- any Department of Health requirements for potable water supply;*
- *With reference to Condition 17. of this approval all waste must be disposed of at a Department of Environment licenced waste management facility. Further information in relation to this requirement can be obtained by contacting the Shire's Manager of Environmental Health;*
 - *This approval is valid for a period of two (2) years. If the development has not substantially commenced within this period the approval will lapse.*
 - *The applicant is advised that a right of appeal against Council's decision exists in accordance with the provisions of the Planning and Development Act, 2005. In this regard contact should be made with the State Administrative Tribunal on 9219 3111 or via website www.sat.justice.wa.gov.au*

COMMENT

The airstrip and flight school is part of the proposed Springhill Airpark project which includes a residential component abutting the aerodrome. The rezoning of the subject property is pending the approval of the Shire of Dandaragan's (the Shire) Local Planning Strategy which has delayed the proposed development proceeding.

The proponent has provided a written submission requesting Council grant an extension to the approved planning application for another 2 years. Extension to the current planning approval is considered valid based on the statement of justification provided in the letter of request and is supported by staff.

CONSULTATION

No consultation is required for this item.

STATUTORY ENVIRONMENT

Clause 10.5.2 of the Local Planning Scheme No. 7 states:

10.5.2 "a written request may be made to the local government for an extension of the term of planning approval at any time prior to the expiry of the approval period in Clause 10.5.1"

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

A fee for planning approval to the value of \$900 is to be paid by the applicant, being 50% of the planning application fee to validate the extension of the planning approval.

STRATEGIC IMPLICATIONS

The proposal is part of a two stage development with a proposed Scheme Amendment No. 16, to rezone the site from 'Rural' to a 'Special Use' zone to facilitate the development of the Airpark. The Amendment will allow for 88 airpark lots with a minimum 1ha and average 1.1ha.

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ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Request for Extension to Approval Letter (Doc Id: 8932)
(Marked 9.4.4)

VOTING REQUIREMENT

Simple majority

Helen Watkinson entered the Council Chambers at 5.44pm.

Cr David Kent entered the Council Chambers at 5.47pm.

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr McGlew, seconded Cr Sheppard

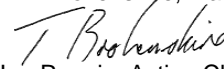

That Council:

1. **pursuant to Clause 10.5.2 of the Shire of Dandaragan Local Planning Scheme No.7 grant a two year extension to the planning approval granted 11 November 2010 for the Airstrip and Flight Training School, Lot 24 corner of Munbinea and Springhill Roads, Hill River, resulting in the revised expiry date of 11 November 2014; and**
2. **inform Turner Master Planners Australia that the extension of time to the current planning approval does not alter the conditions of approval nor afford a right of appeal to the State Administrative Tribunal. The decision relates to the period of time upon which construction work must have substantially commenced as determined by the Council.**

CARRIED 8 / 1

9.5 HEALTH

9.5.1 CONTRACT FOR CLEANING AND MAINTENANCE OF PUBLIC TOILETS AND BARBEQUE AREA'S, AIRSTRIP TOILETS, FISH CLEANING FACILITY AND SHIRE DEPOT

Location:	Jurien Bay
Applicant:	Shire of Dandaragan
Folder Path:	Business Classification Scheme / Parks and Reserves / Tendering / Tender Evaluation
Disclosure of Interest:	Nil
Date:	12 October 2012
Author:	Tim Brokenshire, Manager Environmental Health
Signature of Author:	
Senior Officer:	Ian Rennie, Acting Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To recommend to Council a contractor for the provision of the cleaning and maintenance of the foreshore toilets, barbeques, airstrip toilets, Shire depot office, fish cleaning facility and the

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cleaning and general upkeep of the foreshore barbeque areas in the town of Jurien Bay.

BACKGROUND

On 28 August 2012 the Shire sought expressions of interest for completing a 3 year contract expiring on the 5 October 2015 for the cleaning and maintenance of the foreshore toilets, barbeques, airstrip toilets, Shire depot office, fish cleaning facility and the cleaning and general upkeep of the foreshore barbeque areas in the town of Jurien Bay at the following locations:

- Fauntleroy Park - Grigson Street, Jurien Bay.
- Memorial Park - North of Hastings Street, Jurien Bay.
- Dobbyn Park - Heaton Street, Jurien Bay.
- For the Cleaning and Maintenance of the Toilets at the Airstrip, Jurien Bay.
- For the Cleaning and Maintenance of the Shire Depot Office, Carmella Street, Jurien Bay.
- For the Cleaning and Maintenance of the Fish Cleaning Facility, Jurien Bay Boat Harbour.
- For the Cleaning and Maintenance of the Barbeque Area's at Bauden Park – Bettong Avenue, Beachridge Estate.
- For the Cleaning and Maintenance of the Barbeque Area's Reserve No. 782 Beachridge Drive, Beachridge Estate.
- For the Cleaning and Maintenance of the Barbeque Area's Reserve No. 767 Middleton Boulevard, Beachridge Estate.

The existing three year agreement expired on 5 October 2012 and the incumbent is now operating on a month to month basis.

When tenders closed on 21 September 2012 a total of three expressions were received which included one from the present contractor.

The existing contractor is being paid \$35,200 per annum. The expressions of interest submitted ranged from \$51,700 to \$54,054 per annum inclusive of GST. This equates to a contract price increase range of \$16,500 to \$18,854 from the previous contract.

COMMENT

The tenders received were assessed using the following qualitative criteria and all applicants we also offered the opportunity to attend an interview to confirm details presented in the expressions of interest and allowed to provide further insight into their level of experience in how they will complete the requirements of the contract.

Description of Qualitative Criteria	Weighting	J&R Total Cleaning	Nessa Hall (trading as)	Jurien Mowing and Maintenance
Tenderers experience	20%	15%	20%	15%
Tenderers	30%	20%	30%	25%

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resources and proved ability to provide the service				
Tendered price for entire service	50%	40% (\$54,054)	50% (\$53,130 - 1500) = \$51630	50% (\$51,700)
Total score	100%	75%	100%	90%

In relation to the interview process only Nessa Hall (trading as) and Jurien Mowing and Maintenance accepted the offer of interview.

Scoring based on the matrix and interview suggests that Nessa Hall would be the preferred applicant.

Tenders experience

Nessa Hall (trading as) application provided comprehensive detailed costing's and times required to carry out tasks. Description of timetables for cleaning and a clear description of the standard of cleaning required for the facilities. When challenged on specific details of cleaning task Nessa Hall provided the most comprehensive responses.

Nessa Hall (trading as) application provided referees. These were contacted to confirm the abilities of the tenderer to meet the requirements of the contract. No referees were provided by the other tenderers.

Tenderers resources and proved ability to provide the service

Nessa Hall (trading as) again provided the most comprehensive details of all 3 applicants in relation the resources available and has a high level of confidence in the cleaning products that are used based on experience. During the interview descriptions were given that expressed most competent method of managing time out due to illness and holidays.

Tendered price for entire service

Jurien Mowing and Maintenance provided the cheapest tender and J&R Total Cleaning the most expensive. Nessa Hall (trading as) tendering price was \$1,430 more expensive than the cheapest quote. Further support to the score can be given to Nessa Halls tender as the tender provides for the supply of all their own cleaning equipment. This means that Council does not have to supply cleaning chemicals and equipment. The annual cost estimate for this is \$1,500. Therefore the recommended Tenderer quote can be reduced by \$1,500.

Council will also need to consider a budget variation. The existing contractor is being paid \$35,200 per annum. The expressions of interest submitted ranged from \$51,700 to \$54,054 per annum

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inclusive of GST. This equates to a contract price increase range of \$16,500 to \$18,854 from the previous contract. If Council accepts the officer's recommendation a pro rata budget increase will need to be applied for the commencement of the contract to 30 July 2013. The expected start of the new contract is the Monday after the Council meeting (29 October). There will be 35 weeks remaining in the current financial year from 29 October.

Current price	New price (Officer Recommendation)	Annual difference	Weekly difference
\$35,200	\$53,130	\$17,930	\$344.81

Weekly budget amendment required	Number of weeks remaining for financial year	Total budget amendment required
\$344.81	35	\$12,068.35

CONSULTATION

Manager Environmental Health

STATUTORY ENVIRONMENT

There are no statutory implications relevant to this item.

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

The preferred applicant for the Contract is Nessa Hall Trading as Nessa Hall ABN 35457283141. As stated the previous incumbent is currently being paid \$35,200 Nessa Hall has submitted a preferred tender with a price of \$53,130. If Council accepts the Officers recommendation to accept the Tender from Nessa Hall a pro rata budget amendment will need to be made to the value of \$12,068.35.

STRATEGIC IMPLICATIONS

5.12.2, Goal 2: Build high level of amenity and lifestyle.

Objective 3: Develop, deliver and maintain a high quality of community infrastructure that continues to build the amenity and liveability of the communities.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Tender submission by Jurien Mowing and Maintenance (Doc Id: 9169)
- Tender submission by Nessa Hall (trading as) (Doc Id: 9168)
- Tender submission by J&R Total Cleaning (Doc Id: 9167)

(Marked 9.5.1)


VOTING REQUIREMENT

Absolute Majority

OFFICER RECOMMENDATION / COUNCIL DECISION**Moved Cr Bailey, seconded Cr Holmes****That Council;**

1. **accept the tender submitted by Nessa Hall ABN 35457283141 as the preferred business for awarding the three year contract for the cleaning and maintenance of the foreshore toilets, barbeques, airstrip toilets, Shire depot office, fish cleaning facility and the cleaning and general upkeep of the foreshore barbeque areas in the town of Jurien Bay at the following locations:**
 - **Fauntleroy Park - Grigson Street, Jurien Bay.**
 - **Memorial Park - North of Hastings Street, Jurien Bay.**
 - **Dobbyn Park - Heaton Street, Jurien Bay.**
 - **For the Cleaning and Maintenance of the Toilets at the Airstrip, Jurien Bay.**
 - **For the Cleaning and Maintenance of the Shire Depot Office, Carmella Street, Jurien Bay.**
 - **For the Cleaning and Maintenance of the Fish Cleaning Facility, Jurien Bay Boat Harbour.**
 - **For the Cleaning and Maintenance of the Barbeque Area's at Bauden Park – Bettong Avenue, Beachridge Estate.**
 - **For the Cleaning and Maintenance of the Barbeque Area's Reserve No. 782 Beachridge Drive, Beachridge Estate.**
 - **For the Cleaning and Maintenance of the Barbeque Area's Reserve No. 767 Middleton Boulevard, Beachridge Estate; and**
2. **authorise a budget amendment for contract labour of \$12,068.35 to account for the increase in the cleaning contract for the remainder of the financial year.**

CARRIED BY ABSOLUTE MAJORITY 9 / 0**9.6 BUILDING****9.6.1 MR AND MRS D AND L BELLEVILLE, LOT 19 (STREET #28) PADBURY STREET, JURIEN BAY – BOAT STORAGE OUTBUILDING ATTACHED TO EXISTING OUTBUILDING**

Location:	Lot 19 Padbury Street, Jurien Bay.
Applicant:	Swan Aussie Sheds on behalf of D & L Belleville
Folder Path:	Development Service Apps / Development Application / 2012 / 48
Disclosure of Interest:	Nil
Date:	17 September 2012
Author:	Will George, Manager Building Services
Signature of Author:	
Senior Officer:	Ian Rennie, Acting Chief Executive Officer

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Signature of Senior Officer:



PROPOSAL

The applicant, Swan Aussie Sheds, on behalf of the clients Dave and Louise Belleville, seeks Council approval to construct a steel framed colorbond sheet clad addition to the existing outbuilding at Lot 19 (Street # 28) Padbury Street, Jurien Bay. The proposed addition measures 3.8m wide x 12m long with an eaves wall height of 3.6m, and adds 45.6m² of floor area to the existing brick outbuilding on the lot.

BACKGROUND

Mr and Mrs Belleville recently purchased the property situate on Lot 19 Padbury Street in Jurien Bay with a view to redeveloping the property. The new owners have recently been granted planning approval and a demolition permit to remove the existing dwelling on the lot and this work has been completed in accordance with both permits.

The intention of the new owners is to build a new dwelling to replace the previously existing dwelling, and design details are currently being prepared to facilitate a new building permit to construct the new dwelling.

Lot 19 Padbury Street is approximately 1214m² and is zoned R12.5 in accordance with the Shire of Dandaragan Local Planning Scheme No 7.

On April 11, 1994 Council provided a building licence to construct a skillion roof brick shed of approximately 92m² and which is oriented with the long side of the shed (11.990m) parallel to the rear boundary of the lot. A condition of the building licence 4073 issued at that date was to remove the existing timber framed fibro (asbestos) clad shed on completion of the new shed subject of the 1994 building licence. The removal of the existing timber framed fibro (asbestos) shed was never undertaken by the previous property owner and is still in existence on the subject lot to this date.

The orientation of the substantial existing brick outbuilding which is proposed by the new property owners to be retained has two roller doors to enter the outbuilding providing a depth of 7.67m.

The new property owners wish to house a boat on their property which requires an outbuilding of 12.0m in length to contain the boat and the trailer drawbar. The proposed addition subject of this application 48/12 is to provide adequate cover for such a boat.

COMMENT

The existing brick outbuilding which is of substantial construction was granted approval in 1994 under building license number 4073, and exceeds the current Council Policy maximum floor area of

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80m² by approximately 12m² and provides an existing orientation of access doorways which make the shed space impossible to provide undercover parking for the owner's boat.

The proposed additions outlined in this application number 48/12 are required to overcome the access difficulties offered by the existing brick outbuilding.

With a proposed floor area of 45.6m² the additions to the existing outbuilding will be suitable for undercover parking and protection of the boat in question. The aggregate floor area of the existing outbuilding and the proposed additions will be 137.6m² which exceeds Council's Policy for outbuilding floor areas by 57.6m².

Existing outbuildings on adjacent properties to the north-west of the subject outbuilding site and proposed additions are of substantial construction in themselves and offer a buffer between the proponents property and the adjoining properties such that the impact of the proposed final building will not adversely affect the existing outlook for adjoining properties or the proposed new building on the subject property.

In accordance with Table 2a (Boundary Setbacks) of the Residential Design Codes (R-Codes) the wall of an outbuilding with no major openings and a wall height up to 4.0m in height is to have a boundary setback of 1.5m for wall lengths up to 15m long.

The existing brick outbuilding has a boundary setback of 1.5m, and the proposed wall length arising from the additions to the existing outbuilding creating a wall length in total of 15.79m has a suitable boundary setback of 1.5m within the 10% variation permitted by the R-Codes.

In respect of the adjacent property to the subject lot, a wall length of 12.0m and a wall height of 4.0m require a side boundary setback of 1.5m as provided for by Table 2a of the R-Codes. The boundary setback proposed for the additions is 2.4m with a wall height of 3.6m which is below the maximums provided for by the R-Codes.

Design Element 6.3 (Boundary set-back requirements) of the R-Codes states an objective "To ensure adequate provisions of direct sun and ventilation to buildings and to ameliorate the impacts of building bulk, interference with privacy, and overshadowing on adjoining properties."

A site inspection of the proposed outbuilding additions clearly shows that the requirement of the objectives of Design Element 6.3 of the R-Codes has not been denied in any of the stated values. The profile of the subject Lot 19 Padbury Street and the existing rear boundary features of adjacent existing outbuildings ensure that the proposed additions to the existing brick outbuilding

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on Lot 19 Padbury Street will have minimal impact on the adjacent properties.

CONSULTATION

In accordance with Part 4 (Neighbour Consultation) of the R-Codes the neighbour consultation process with adjoining property owners was undertaken by staff with consultation letters being sent to the owners of Lots 18 and 20 Padbury Street, and Lots 7, 8, and 9 Grigson Street.

No negative responses have been recorded in relation to the neighbour consultations.

STATUTORY ENVIRONMENT

- Shire of Dandaragan Local Planning Scheme No 7
- Residential Design Codes (R-Codes)
- Shire of Dandaragan Policy Relating to Outbuildings

POLICY IMPLICATIONS

The aggregate floor area of the existing brick outbuilding and the proposed additions outlined herein exceed the maximum floor area by 57.6m² which is 70.875%. The Council Policy Relating to Outbuildings specifies a maximum aggregate floor area of 80m² or 10% of the site area whichever is the lesser. With a site area of 1214m² the maximum Policy floor area of 80m² is the lesser allowance.

FINANCIAL IMPLICATIONS

The proponent has paid a planning application fee of \$139.00.

STRATEGIC IMPLICATIONS

There are no strategic implications applicable to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Site plan of proposed outbuilding additions (Doc Id: 9195)
- Details of proposed outbuilding (Doc Id: 9190)
- Photographs (7) of existing site conditions (Doc Id: 9197)
- Copy of aerial site view (Doc Id: 9187)
- Copy of letter from applicant to explain proposal (Doc Id: 9192)

(Marked 9.6.1)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Bailey, seconded Cr Short

That Council grants planning approval for the construction of steel framed colorbond clad additions of 45.6m² attached to the existing 92m² outbuilding situate on Lot 19 (street # 28) Padbury Street, Jurien Bay, as outlined in the body of this

report subject to the following conditions:

1. all development shall be in accordance with the attached approved plans submitted with application number 48/12 and subject to any modifications required as a consequence of any conditions of this approval;
2. the endorsed approved plans shall not be altered in any way without prior written approval of the local government; and
3. the proposed additions to the existing brick outbuilding, or the existing brick outbuilding itself is not to be used for habitation as a dwelling.



Advice

- The applicant is advised that this is a planning approval and NOT a building permit, which must be the subject of a separate application.
- The applicant is advised that should he be aggrieved by the decision of the Council there is a right of review under the Planning Development Act 2005. An application for review must be submitted in accordance with part XIV of the Planning Development Act 2005 within 28 days of this decision to:

The State Administrative Tribunal
GPO Box U1991
PERTH WA 6845

CARRIED 9 / 0

9.6.2 MR J CHADBOURNE & MS K CABLE, LOT 470 (HOUSE # 6) APIUM WAY, BEACHRIDGE ESTATE, JURIEN BAY – PROPOSED R-CODE VARIATION FOR NIL SIDE AND REAR SETBACK FOR OUTBUILDING

Location:	Lot 470 (#6) Apium Way, Beachridge
Applicant:	J Chadbourne & K Cable
Folder Path:	Development Service Apps / Development Application / 2012 / 55
Disclosure of Interest:	Nil
Date:	27 September 2012
Author:	Will George, Manager Building Services
Signature of Author:	
Senior Officer:	Ian Rennie, Acting Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

The applicants, Jackson Chadbourne and Kelly Cable seek Council approval to construct a steel framed, colorbond clad, 3.6m eaves wall height, 75m² (10m x 7.5m) outbuilding in the rear setback to the northerly corner of Lot 470 Apium Way with nil side boundary setback to the rear and side boundaries, and inside the line of standard colorbond lot boundary fences with a maximum fence height of 1.8m, as set out on the attached site plan.

BACKGROUND

The owners of Lot 470 Apium Way, Beachridge Estate, wish to construct a general purpose outbuilding/shed in the rear setback of the lot. The proposed outbuilding/shed is to be used as a storage shed, a boat storage shed, and a general home hobby shed for basic home workshop functions.

As with the increasing trend for applicants to locate outbuildings with nil side and rear boundary setbacks to maximise the effective useable rear lot space, so is the reasoning in the case of this proposal.

The property owners have recently developed a new dwelling to the front setback of Lot 470 Apium Way and the application to construct an outbuilding is the next obvious progression towards developing a residential property.

COMMENT

The subject Lot 470 Apium Way is 944m² in area and is a flat site with a south-easterly aspect.

The recently completed dwelling is well sited towards the front of the lot in accordance with the Design Guidelines and requirements of the Residential Design Codes (R-Codes).

The recently constructed dwelling has an attached garage under the main roof of the dwelling and wide access past the garage to the rear setback of the lot. The proposed outbuilding/shed can be aligned for ease of access with the existing cross-over and driveway.

Any shadowing that may result from the proposed site for the outbuilding / shed will have no impact on the dwelling constructed on the subject lot, or the developments on adjacent lots.

Council's Policy Relating to Outbuildings defines an outbuilding as a "detached building not intended for human habitation, but forms an accessory to the principle residence."

The Policy Statement for outbuildings in the table attached to clause 5 of the Policy provides that an outbuilding clad with non-reflective cladding, or masonry, can be approved to a permitted outbuilding area of 80m², or 10% of the site area, whichever is the lesser, providing that the eaves wall height measured from the natural ground level at the property boundary is a maximum of 3.6m, and the ridge height is a maximum of 4.5m, or the highest point of the roof cladding of the residence, whichever is the lesser.

The applicant's proposal satisfies the Policy Conditions relating to outbuildings.

Clause 6 of the Policy Statement relating to outbuildings also

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states that “when giving consideration to an application for an outbuilding, the Shire of Dandaragan shall have regard to the performance criterion contained in section 3.10,1 P1 of the Residential Design Codes (R-Codes), namely that outbuildings do not detract from the streetscape or the amenity of residents or neighbouring properties.

Further, where the application is not in accordance with the R-Codes Tables 2a and 2b, any variation to these setbacks will require consultation with adjoining property owners, and where the wall height with a boundary setback of less than 750mm exceeds 3.0m and a wall length of 9.0m, the neighbour consultation also has important effect.

With these matters of neighbourhood consultancy in place the Council is entitled to grant planning approval if it so sees fit to do so.

CONSULTATION

Attached to the application documents to construct the proposed outbuilding in the rear setback of Lot 470 Apium Way with nil rear and side boundary setbacks, and a wall length in excess of 9.0m and a wall height in excess of 3.0m, are copies of signed forms submitted by the applicants and received from the affected property owners of adjoining lots 465 and 466 Caladenia Way, and Lot 469 Apium Way, Beachridge. These lots are considered to be the only lots required to be included in the neighbour consultation process.

In each written response, the owners of affected adjacent properties have sighted the proposal drawings and have signed off as having no objections to the site for the proposed 75m² outbuilding with nil side and rear boundary setback.

STATUTORY ENVIRONMENT

- Shire of Dandaragan Local Planning Scheme No 7
- Residential Design Codes (R-Codes)
- Shire of Dandaragan Policy Relating to Outbuildings
- Beachridge Estate Design Guidelines

POLICY IMPLICATIONS

Council's Policy Relating to Outbuildings may be subject to a need for revision to include guidelines to cater for the growing trend towards locating outbuildings in suitable rear setbacks with nil side and/or rear setbacks in cases where the reduced setback satisfies the performance criteria of the Residential Design Codes (R-Codes).

FINANCIAL IMPLICATIONS

The applicants have paid a planning application fee of \$139.00.

STRATEGIC IMPLICATIONS

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There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Site plan (Doc Id: 9196)
- Details of outbuilding (Doc Id: 9189)
- Signed neighbour consultation forms (Doc Id: 9194)
- Aerial site plan (Doc Id: 9185)

(Marked 9.6.2)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Sheppard, seconded Cr Bailey

That Council grant planning approval for the construction of a 75m² (10.0m x 7.5m) colorbond clad steel framed outbuilding having an eaves height of 3.6m, a wall length of 10.0m, and a side and rear setback reduced to nil setback as described in the body of the report, in the rear setback of Lot 470 Apium Way, Beachridge Estate, subject to the following conditions:

- 1. all development shall be in accordance with the attached approved plans submitted with the application and subject to any modifications arising as a consequence of any conditions of this approval;**
- 2. the materials and colours for the proposed outbuilding are to match the materials and colours of the corresponding elements of the existing residence; and**
- 3. the endorsed approved plans shall not be altered in any way without the prior written approval of the local government.**



Advice

- **The applicant is advised that this is a planning approval and NOT a building permit approval which is issued subject to a separate application.**
- **The applicant is advised that should he/she be aggrieved by the decision of the Council there is a right of review under the Planning Development Act 2005. An application for review must be submitted in accordance with part XIV of the Planning Development Act 2005 within 28 days of this decision to:**

**The State Administrative Tribunal
GPO Box U1991
PERTH WA 6845**

CARRIED 9 / 0

9.6.3 SWAN AUSSIE SHEDS ON BEHALF OF MS J C HENRIQUES, LOT 528 APIUM WAY, BEACHRIDGE ESTATE, JURIE BAY – PROPOSED R-CODES VARIATION FOR NIL SIDE AND REAR BOUNDARY SETBACKS

Location:	Lot 528 Apium Way, Beachridge
Applicant:	Swan Aussie Sheds on behalf of J Henriques
Folder Path:	Development Service Apps / Development Application / 2012 / 49
Disclosure of Interest:	Nil
Date:	12 October 2012
Author:	Will George, Manager Building Services
Signature of Author:	
Senior Officer:	Ian Rennie, Acting Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

The proponent (Swan Aussie Sheds) on behalf of the property owner (Jessica Correia Henriques) seeks Council approval to construct a 57.75m² colorbond clad steel framed gable roof shed located in the south-east rear corner of Lot 528 Apium Way, Beachridge, with nil rear and side boundary setbacks, with the rear boundary wall abutted beside an existing masonry wall on the south-east boundary, and the side boundary wall abutting Lot 529 Apium Way being inside the proposed colorbond fence between Lots 528 and 529 Apium Way.

BACKGROUND

Council has provided a building permit to construct a new dwelling on Lot 528 Apium Way. The construction of the new dwelling is well advanced, and in accordance with clause 11 of the Policy Statement of Council's Policy Relating to Outbuildings, which states that "A building application will not be approved for an outbuilding on a vacant residential property, unless said property has a substantially commenced dwelling on site."

The substantial commencement of the construction of a dwelling on the subject Lot 528 Apium Way now satisfies that requirement of Council's Policy relating to Outbuildings.

The application has been with Council's Manager Building Services since 23 August 2012 but could not be advanced until the construction of a dwelling had reached the stage specified in Council's Policy Relating to Outbuildings as mentioned above.

COMMENT

Through a previously issued building permit to construct a substantial masonry outbuilding on the southerly lot to the rear of the subject Lot 528 Apium Way, there exists as a result of that construction a masonry wall of equal width to that of the proponent's shed, and which wall extends to an existing height approximately the same as the proposed shed subject of this application number 49/12. The existing masonry wall at the rear of the subject lot has been constructed with a nil rear boundary

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setback with the masonry wall face being on the dividing boundary line and serving as the boundary fence.

The proponent has therefore selected the appropriate site for the proposed new shed to be against the existing masonry boundary wall, thereby further ameliorating the impact of the existing wall on the rear of Lot 528 Apium Way, and similarly providing no additional impact on the amenity of the adjacent lot on which the existing masonry outbuilding is sited. The existing masonry wall will entirely mask the site of the proposed new shed for Lot 528 Apium Way thereby providing no visual impact for the property owners of the adjoining property rear which has house frontage onto the next parallel street, Drosera Way.

Lot 529 Apium Way to the south-westerly side of the subject Lot 528 Apium Way, is a vacant lot at this point in time. The dwelling under construction currently on Lot 528 Apium Way has been granted a building permit in accordance with the Beachridge Estate Design Guidelines and the provisions of the Residential Planning Codes (R-Codes). The chosen configuration of the dwelling under construction goes some way in determining the advantages for the site in locating the proposed 57.75m² shed as close to the lot boundaries as possible due to the subject lot area and space availability. The site of the proposed shed (outbuilding) achieves the performance criteria of acceptable development as outlined in Section 6.3 (Boundary setback requirements) of the Residential Design Codes (R-Codes).

The preference for reduced side and rear boundary setbacks in certain cases has been demonstrated in a growing number of applications to Council where the scale of the dwelling on smaller lots has effect in reducing the available size of outbuildings a property owner may prefer.

CONSULTATION

In accordance with Part 4 (Neighbour Consultation) of the R-Codes the neighbour consultation process with adjoining property owners was undertaken by staff with no negative responses being recorded.

STATUTORY ENVIRONMENT

- Shire of Dandaragan Local Planning Scheme No 7
- Residential Design Codes (R-Codes)
- Shire of Dandaragan Policy Relating to Outbuildings
- Beachridge Estate Design Guidelines

POLICY IMPLICATIONS

Council Policy may require future revision to include guidelines to cater for the growing trend for locating outbuildings within rear setbacks closer to lot boundaries to reduce the loss of space resulting from outbuildings set back clear of lot boundaries, in cases where the reduced setback satisfies the performance criteria of the Residential Design Codes (R-Codes).

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FINANCIAL IMPLICATIONS

The applicant has paid a planning fee of \$139.00.

STRATEGIC IMPLICATIONS

There are no strategic implications applicable to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Lot 528 Apium Way site plan (Doc Id: 9193)
- Details of the proposed shed (Doc Id: 9191)
- Copy of aerial view of site (Doc Id: 9188)

(Marked 9.6.3)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Russell, seconded Cr Bailey

That Council grant planning approval for the construction of the proposed 7.5m x 7.7m (57.75m²) x 3.6m eaves wall height steel framed colorbond clad shed with nil side and rear boundary setbacks as described in the body of the report text, on Lot 528 Apium Way, Beachridge Estate, subject to the following conditions:

- 1. all development shall be in accordance with the attached approved plans submitted with application 49/12, and subject to any modifications required as a consequence of any conditions of this approval;**
- 2. the materials and colours for the proposed outbuilding are to match the materials and colours of the corresponding components of the existing dwelling under construction; and**
- 3. the endorsed approved plans shall not be altered in any way without prior written approval of the local government.**

Advice

- The applicant is advised that this is a planning approval and NOT a building permit to carry out the work which must be gained through a separate building permit application to Council.**
- The applicant is advised that should he be aggrieved by this decision of the Council that there is a right of review under the Planning Development Act 2005. An application for review must be submitted in accordance with part XIV of the Planning Development Act 2005 within 28 days of this decision to:**

**The State Administrative Tribunal
GPO Box U1991
PERTH WA 6845**

CARRIED 9 / 0

9.7 COUNCILLOR INFORMATION BULLETIN**9.7.1 POLICE AND COMMUNITY YOUTH CENTRES – 2012 PCYC ANNUAL REPORT**

Document ID: 8648

The Federation of WAPCYC in partnership with the WA Police has been delivering early intervention crime reduction and prevention programs in the community for over 71 years.

A copy of the PCYC 2012 annual report is on hand.

9.7.2 WALGA INFOPAGE – GOVERNMENT’S RESPONSE – REVIEW OF THE COUNTRY LOCAL GOVERNMENT FUND

Document ID: 8163

Key Issues:

- The State Government has released its response to the Review of the Country Local Government Fund.
- A summary of the changes, which will be implemented in July 2014, is on hand.

9.7.3 BADGINGARRA COMMUNITY ASSOCIATION INC. – FUNDING FOR A MUSEUM PROJECT IN BADGINGARRA

Document ID: 8465

Deanna Wilkinson has been researching funding for a museum project in Badgingarra. The proposal is to erect a structure on the reserve around the hall and oval grounds. BCA believe this was marked in previous discussions with the Shire and a map done by Jonathan Nelson at the time showing a museum building is attached.

Attached to the agenda is a copy of the above mentioned correspondence. *(Marked 9.7.3)*

9.7.4 UPDATE ON WEST MIDLANDS MAPPING AND WATER MANAGEMENT PROJECT – AERIAL SURVEY

Document ID: 8485

“The West Midlands Mapping and Water Management Project has commenced and the aerial survey that was referred to in the courtesy letter of 4 September 2012 is now underway.

The aim of the survey is to get a better understanding of groundwater resources in the Koojan – Gillingarra area and the information obtained will be used to help inform decisions about potential agricultural opportunities.

9.7.5 JURIE INTERPRETATION COMPLEX – PROPOSAL FOR JURIE INTERPRETATION COMPLEX ON BASHFORD STREET AS PART OF RESERVE 31884

Document ID: 8513

Attached to the agenda is a copy of the above mentioned proposal. **(Marked 9.7.5)**

9.7.6 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION – 2013 NATIONAL GENERAL ASSEMBLY

Document ID: 8593

The 2013 National General Assembly (NGA) will be held from 16 – 19 June in Canberra.

The NGA has grown in recent years to be the pivotal national local government event attracting a high level of interest from Council's around Australia. Local government representatives meet in Canberra to debate national local government policy, to network, and to hear from and influence federal politicians and federal policy.

More information is on hand.

9.7.7 WESTERN AUSTRALIAN ELECTORAL COMMISSION – 2013 LOCAL GOVERNMENT ORDINARY ELECTION

Document ID: 8594

The next local government ordinary elections are being held on 19 October 2013. While this is still some distance in the future, an estimate is available to assist in the 2013 / 2014 budget preparations.

The estimate cost for the 2013 election if conducted as a postal ballot is \$15,000 inc GST, which has been based on the following assumptions:

- 2,400 electors
- response rate of approximately 55%
- 4 vacancies
- count to be conducted at the offices of the Shire of Dandaragan

Costs not incorporated in this estimate include:

- non-statutory advertising (i.e. any additional advertisements in community newspapers and promotional advertising);
- any legal expenses other than those that are determined to be borne by the Western Australian Electoral Commission in a court of Disputed Returns; and
- one local government staff member to work in the polling place on election day.

9.7.8 WALGA INFOPAGE – NATIONAL ASBESTOS MANAGEMENT REVIEW REPORT RELEASED

Document ID: 8596

Key Issues:

- Commonwealth Government initiated the Asbestos Management Review in October 2010.
- The Asbestos Management Review Report was released by the Minister for Employment and Workplace Relations on 16 August 2012.
- Recommendations include the establishment of an Office of

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Asbestos Safety and the development of a national strategic plan to improve asbestos awareness and management in Australia.

- Australia Local Government Association is seeking feedback from each jurisdiction. WALGA is collating a response on behalf of WA Local Governments.

9.7.9 WALGA – LOCAL GOVERNMENT NEWS – ISSUE NO 37.12 – 17 SEPTEMBER 2012

Document ID: 8600

Inside this issue:

- Regional Subsidiaries – Local Government Amendment (No.2) Bill 2012
- Heavy Vehicles on Local Government Roads Workshop
- Definitions for Vegetation Control Works – Feedback Required
- Officer Training
- Elected Member Training
- Training Available in Wyalkatchem
- Grants Link
- Neighbourhood Watch Review
- Community Safety Month
- Perth Bicycle & Regional Bicycle Network Grants.

9.7.10 KE & AC SMITH – PROPOSED DANDARAGAN WIND FARMS

Document ID: 8618

“We are enquiring as to what means we need to take to object to the above proposal.

Kingsley has sought legal advice and received 13 reasons why not to sign the submitted agreement.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.10)**

9.7.11 DEPARTMENT OF PLANNING LETTER TO SHANE LOVE – WHEATBELT REGIONAL PLANNING ADVISORY COMMITTEE

Document ID: 8637

“Thank you for your role and contributing to the Wheatbelt Regional Planning Advisory Committee (WRPAC). Your contribution in this regard was greatly appreciated by the Department.”

Attached to the agenda is a copy of the above mentioned correspondence. **(9.7.11)**

9.7.12 CERVANTES PINNACLES CARAVAN PARK – CMCA 2013 RALLY

Document ID: 8650

The Western Rovers Motorhome Club who are organising the rally in Cervantes have asked the Cervantes Pinnacles Caravan Park if they can go to Cervantes on 30th November until 3rd December. They have asked if they can park outside the Caravan Park on the

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reserve at Talevera Street. They will not be requiring power or water as they are completely self-sufficient.

9.7.13 DEPARTMENT OF COMMERCE – CONSUMER PROTECTION – CHRISTMAS TRADING EXTENSIONS – REGIONAL LOCAL GOVERNMENT AUTHORITIES

Document ID: 8657

On Sunday 26 August 2012, 11.00am to 5.00pm Sunday and Public Holiday trading commenced in the Perth metropolitan area.

In combination with extended week night trading which commenced in 2010, general retail shops across the Perth metropolitan area can now trade throughout the year as follows:

Monday to Friday	8.00am to 9.00pm
Saturday	8.00am to 5.00pm
Sundays and Public Holidays (other than on Christmas day, Good Friday and ANZAC Day)	11.00am to 5.00pm

As a consequence of these developments, there is no longer a package of metropolitan area Christmas trading extensions that can be offered to regional Local Government Authorities, as has previously been the case.

These changes however will impact only on those regional Local Government Authorities that chose to adopt the metropolitan area package in full and will not alter arrangements for those that have previously applied for locally preferred Christmas trading extensions.

9.7.14 ADVANCE DANDARAGAN COMMITTEE – SHIRE OF DANDARAGAN AND TRONOX GRANT

Document ID: 8777

Advance Dandaragan would like to express the grateful thanks of themselves and St. Anne's Church Community for the \$1,500 grant given by the Shire of Dandaragan and Tronox towards the upgrade of toilet facilities for St. Anne's. The facilities are important to the whole community and the grant is greatly appreciated.

9.7.15 ADVANCE DANDARAGAN COMMITTEE – COMMUNITY GRANTS 2012 / 2013

Document ID: 8778

Advance Dandaragan thank the Shire for the notification of success of the groups application in the Community Grants 2012 / 2013 and for the cheque totalling \$1,500 which was also enclosed. The grant will help greatly in the successful running of the St. Anne's Jubilee. St. Anne's is very important to Dandaragan and it will be wonderful to celebrate the special day with the financial assistance from the community grants programme.

9.7.16 JURIE BAY YOUTHCARE DISTRICT COUNCIL – 2011 / 2012 FINANCIAL YEAR COMMUNITY GRANTS

Document ID: 8788

The members of the Jurie Bay Youthcare District Council would like to express their gratitude to the Shire of Dandaragan for funds received from the 2011 / 2012 financial year Community Grants.

The funds to date have contributed towards a Family Fun Day, where families within the communities of Cervantes, Jurie Bay, Greenhead and Leeman were invited to attend a day of tabloid games and activities. The day was aimed at promoting family values, and building relationships between schools, homes and the community. With a barbeque, music, games and activities, those who attended enjoyed the event held at Jurie Bay District High School in April.

Planned for later in the year is the annual Movie Night for families to gather together in front of a big screen and be entertained by a recently released movie. Many children within the community look forward to this event as an opportunity to socialise with their peers and spend time with their families.

“The Shire of Dandaragan’s support has been a significant contributor to this year’s fundraising endeavours which has enabled the Jurie Bay Youthcare District Council to support Chaplaincy in our local schools.”

9.7.17 JURIE BAY COMMUNITY MENS SHED – PROPOSED INTERPRETATIVE CENTRE FOR JURIE BAY

Document ID: 8832

“These Centres have been pivotal in providing a focus for a number of community organisations as well as the tourist who frequent our towns.

The Interpretive Centre has a further relationship with the Men’s Shed as they have committed to support the museum by providing the man power and perhaps the expertise required in restoring a number of items for that area of the Centre. The proximity of the Men’s Shed to the Museum has obvious advantages.

The Men’s Shed also sees that the Centre will be a focus for pride in our local community. Our history as a town may be brief but this location has been well known to maritime nations such as the French, and in more recent years the Japanese, as a safe and protected Bay for vessels. Our history is richer than the immediate occupation by Fishermen!”

9.7.18 DANDARAGAN TENNIS CLUB – UPGRADE OF TENNIS AND NETBALL COURTS

Document ID: 8916

The Dandaragan Tennis Club members would very much like to express their appreciation for the support you have provided the tennis club in its endeavours to upgrade the tennis and netball

courts. The Shire's expertise in grant applications and enthusiastic support of this project has been a pivotal factor in the success of the Clubs application. Work on the project is well under way and the courts will be ready to play on in the very near future.

The Dandaragan Tennis Club is having an official opening on Sunday 14 October 2012 at 4.00pm followed by the first official games on the new courts.

9.7.19 WALGA INFOPAGE – GUIDELINES FOR DISTRICT WATER MANAGEMENT STRATEGIES

Document ID: 8601

Key Issues:

- Department of Water have released *draft Guidelines for District Water Management Strategies*.
- Comment sought by Friday, 23 November 2012.

A copy of this document is on hand.

9.7.20 WALGA INFOPAGE – REGIONAL SUBSIDIARIES – LOCAL GOVERNMENT AMENDMENT BILL (NO. 2) 2012

Document ID: 8599

Key Issues:

- The Association met with the Minister for Local Government to discuss two issues with the *Local Government Amendment Bill (No. 2) 2012*.
- As a result of the Association's advocacy, the Minister for Local Government has agreed to amend the Bill and make clarifying remarks in Parliament to address the two issues.

9.7.21 WALGA INFOPAGE – CLIMATE CHANGE READINESS (COASTAL PLANNING AND PROTECTION) BILL 2012

Document ID: 8436

Key Issues:

- The Greens seek the imminent introduction of the aforementioned Bill into Parliament during the coming Spring Session of Parliament
- The Bill is separate to the Planning and Development Act (2005)
- There will be significant land use planning and legal implications for coastal Local Governments

9.7.22 THE HON SIMON CREAN MP – MINISTER FOR REGIONAL AUSTRALIA, REGIONAL DEVELOPMENT AND LOCAL GOVERNMENT MINISTER FOR THE ARTS

Document ID: 9018

The Hon Simon Crean MP would like to bring to the Shire's attention the public release of the *Practical Guide: Using the NBN to Improve Government Service Delivery* (Practical Guide).

With the roll out of the National Broadband Network (NBN) the timing is right for all levels of government to review opportunities that will be made possible by the adoption of fast ubiquitous

broadband.

The Practical Guide provides a step-by-step approach for identifying and developing ways to use the NBN to improve delivery of government services and programs. It contains case studies of high speed broadband initiatives currently being undertaken by local governments in Australia and overseas, including a number of trials in early NBN rollout areas that showcase inventive ways of delivering health, education and other services.

A copy of the Practical Guide is on hand.

9.7.23 KLARFELD BRONZES AUSTRALIA - SCULPTURES

Document ID: 9074

Over the past years Linda has been commissioned to create sculptures for a number of Councils around Australia. The sculptures often recognise local people and the important contribution they have made to the community.

"I thought you might be interested in commissioning a sculpture and enclose a brochure of my work."

A brochure containing some of these carvings is on hand.

9.7.24 WHEATBELT DEVELOPMENT COMMISSION – NEW BOARD MEMBERS ANNOUNCED

Document ID: 8936

On 2 October 2012 the Wheatbelt Development Commission announced the following four new Board Members:

- Ms Valerie Ammon, Gingin;
- Mr Graham Cooper, Cunderdin;
- Mr Anthony Nottle, Jurien Bay; and
- Ms Carmel Ross, Bindoon.

The Wheatbelt Development Commission were also pleased to announce Mr Tim Shackleton as the Board's new Chair and Ms Karin Day as Deputy Chair.

The Board and Staff extended their sincere gratitude to retiring board Members, Mr Darren West, Ms Tracy Meredith, Mr Paul Tomlinson and Mr Shane Love.

9.7.25 MAYOR TROY PICKARD – WALGA – PIN2FIX WEBSITE

Document ID: 8762

WALGA has commenced trialing the pin2fix website with the Local Government sector.

The pin2fix application will use a dedicated website, iPhone and Android application to enable the community to email requests of Local Governments. Unlike similar platforms pin2fix will promote works completed by the sector, rather than highlight requests still to be done, as well as offer Councils the opportunity to upload

messages to users in their areas and promote facilities and services.

The trial commences with the website at www.pin2fix.com while the smart phone free applications will soon be available from the respective online stores.

More information is on hand.

9.7.26 WALGA INFOPAGE – CORRUPTION AND CRIME COMMISSION AMENDMENT BILL 2012

Document ID: 8847

Key Issues:

- A Bill to amend the *Corruption and Crime Commission Act 2003* has been introduced into Parliament.
- If passed, the Public Sector Commissioner will take on responsibility for minor misconduct by public officers.
- The Corruption and Crime Commission will still have responsibility for serious misconduct by public officers and will take on a new role in relation to major and organised crime.

9.7.27 MUNICIPAL WASTE ADVISORY COUNCIL – INFORMATION BULLETIN – ISSUE 165 – SEPTEMBER 2012

Document ID: 8971

Inside this issue:

- City of Vincent's Collection Scheme Underway
- Metropolitan Adelaide Ban on E – Waste
- Perth's Swan River in Litter
- SMRC Opens New Materials Recovery Facility
- State Government's Response to Review on CLGF
- Determination Now Registered on Federal Register of Instruments
- Trucks of Waste Head to Southeast QLD
- Free E-Waste Recycling Service in Melbourne
- Drum Muster Efforts Acknowledged
- Buyequip's New Partner
- UK Tests Out Bags for Textile Recyclables
- One of Dubai's Landfill Site Almost Full

9.7.28 WALGA INFOPAGE – EMERGENCY MANAGEMENT UPDATE

Document ID: 8972

Key Issues:

- WALGA has delivered nine workshops across the State.
- Information collected will be used to inform the development of a sector-wide policy position.
- WALGA will represent Local Government on Stage 2 of the Bushfire Risk and Mitigation Project.
- Stage Government are encouraging Local Governments to create Building Protection Zones and reduce fuel loads.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.28)**

9.7.29 WALGA INFOPAGE – LEGAL ADVICE – LOCAL GOVERNMENT AND THE BUILDING ACT 2011

Document ID: 8976

Key Issues:

- Following the Minister for Commerce's release of the Building Information Kit, WALGA sought legal advice to clarify Local Governments obligations and responsibilities under the Building Act.
- The legal advice will be discussed with the Building Commission
- Additional advocacy issues will be presented to WALGA's State Council at the December Council meeting.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.29)**

9.7.30 WALGA INFOPAGE – DRAFT GUIDELINES – A GUIDE TO MANAGING STORMWATER RUNOFF FROM URBAN INFILL AND REDEVELOPMENT AREAS

Document ID: 8978

Key Issues:

- Department of Water have released draft guidelines – *A guide to Managing Stormwater Runoff From Urban Infill and Redevelopment Areas*
- The Department of Water is seeking feedback on the Guidelines
- Comments can be made until the Friday 30 November 2012

A copy of 'A guide to Managing Stormwater Runoff From Urban Infill and Redevelopment Areas' is on hand.

9.7.31 WALGA INFOPAGE – STATUTORY REVIEW OF THE RESIDENTIAL PARKS ACT 2006 DISCUSSION PAPER

Document ID: 8980

Key Issues:

- A Discussion Paper for the Statutory Review of the Residential Parks (Long-stay Tenants) Acts 2006 has been released
- The Department of Commerce is calling for submissions
- The proposed changes may affect those caravan parks that are managed by local government

9.7.32 LOCAL GOVERNMENT NEWS – ISSUE NO 39.12 – 1 OCTOBER 2012

Document ID: 8981

Inside this issue:

- Trial of Pin2fix
- Seeking Comments on New Stock Movement, Identification and Apiaries Regulations
- Release of a New On-line Mapping Viewer for Perth and Peel Region Schemes Areas
- MWAC Information Bulletin
- Vacancies on Boards and Committees
- ROMAN II Conference 2012

- Definitions for Vegetation Control Works – Feedback Required
- Officer Training at WALGA
- Elected Member Training at WALGA
- Training Available in Wyalkatchem

9.7.33 WEST KOOJAN-GILLINGARRA LAND CONSERVATION DISTRICT - MINUTES

Document ID: 8987

Attached to the agenda is a copy of the Minutes of the 2012 Annual General Meeting held on 7 August 2012. **(Marked 9.7.33)**

9.7.34 WESTERN AUSTRALIAN PLANNING COMMISSION – LOCAL PLANNING STRATEGY (RURAL LAND USE AND RURAL SETTLEMENT)

Document ID: 9011

With regard to the above the Western Australian Planning Commission has resolved the following:

1. Endorse the Shire of Dandaragan Local Planning Strategy (Rural Land Use and Rural Settlement) in accordance with the Town Planning Regulations 1967 (as amended), subject to the modifications outlined in the attached schedule being carried out; and
2. Request the Shire of Dandaragan to include a review of the additional potential rural living sites in an expanded study area for the Coastal Strategy, which the Shire is currently undertaking.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.34)**

9.7.35 P. MCMULLEN – PARACHUTE OPERATIONS IN JURIE BAY

Document ID: 9042

“The problems associated with sustained high frequency parachute jumping overhead in the Jurie Bay townsite are continuing to reduce the quality of life for the Jurie Bay residents.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.35)**

9.7.36 WALGA – WESTERN AUSTRALIA’S LOCAL GOVERNMENT ELECTIONS

Document ID: 9047

“Following the Western Australia’s Local Government Elections last year, the Reverend Graeme Napier approached WALGA to co-host an inaugural Civic Service at St George’s Cathedral to celebrate and give thanks to current and newly elected Mayors, Presidents and Councillors.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.36)**

9.7.37 STATE HERITAGE OFFICE – A NEW ONLINE PORTAL FOR HERITAGE LISTINGS

Document ID: 9076

inHerit was launched in July 2012, and is a new online database that allows local governments to create, edit and publish their records about heritage places. It is free to use, requires no software installation, allows for secure, long term online storage for data and can be embedded into local governments' websites with their own corporate brand colours.

The State Heritage Officer would like to invite you to join them at the LGMA Conference on 31 October to 2 November at the Esplanade Hotel, Fremantle.

More information is on hand.

9.7.38 WESTERN AUSTRALIAN REGIONAL DEVELOPMENT TRUST – REVIEW OF THE WESTERN AUSTRALIAN COMMUNITY RESOURCE NETWORK

Document ID: 9077

Pursuant to Section 12(b) of the *Royalties for Regions Act 2009* the Minister for Regional Development and Lands has referred a review of the Western Australian Community Resource Network to the Western Australian Regional Development Trust. The Trust must report to the Minister by no later than 30 June 2013.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.38)**

9.7.39 TRONOX COOLJARLOO – OPEN DAY

Document ID: 9078

The Open Day will be held on Wednesday 31 October 2012.

Attached to the agenda is a copy of the flyer. **(Marked 9.7.39)**

9.7.40 LOCAL GOVERNMENT NEWS – ISSUE NO 40.12 – 8 OCTOBER 2012

Document ID: 9081

Inside this issue:

- Uranium Survey Closing Soon
- Vacancies on Boards and Committees – Local Government Self Insurance Scheme
- Freehills Merger Confirmed
- ROMAN II Conference 2012
- Pin2fix Update
- Officer Training
- Elected Member Training
- Neighbourhood Watch Review
- New Report: Fixing the Hole in Australia's Heartland
- Show Your Support for Community Safety Month

9.7.41 WALGA INFOPAGE – VACANCIES ON BOARDS AND COMMITTEES

Document ID: 9082

Key Issues:

- Committee Boards and Panels who have requested a representative from Local Government

9.7.42 DEPARTMENT OF REGIONAL DEVELOPMENT AND LANDS – COUNTRY LOCAL GOVERNMENT FUND REVIEW: FREQUENTLY ASKED QUESTIONS

Document ID: 9256

Attached to the agenda is a copy of the above mentioned.
(*Marked 9.7.42*)

9.7.43 MID WEST REGIONAL COUNCIL – FINANCIAL REPORTS AND BUDGET TRAINING

Document ID: 9106

Mid West Regional Council are holding Financial Reports and Budget Training at the Shire of Mingenew from 9.00am – 4.00pm on Wednesday 31 October 2012.

More information is on hand.

9.7.44 RURAL HEALTH WEST – 2013 DOCTORS’ SERVICE AWARDS

Document ID: 9131

Do you know a doctor who provides outstanding service to the community?

Rural Health West would like to recognise those doctors that have provided an outstanding or extraordinary service to their communities.

Nominations are now open for the following categories:

- The Award for Remote and Clinically Challenging Medicine
- The Award for Outstanding Service to Rural and Remote Health
- The Award for Extraordinary Contribution to Outreach Services

In 2013, two additional awards, sponsored by WA Country Health Services will also be awarded. Recipients will have their name placed on the WA Country Health Services honour board, receive a personal plaque and a \$500 MYER voucher. Nominations are open for the categories of:

- Above and Beyond – Community First
- Outstanding Hospital Doctor

Nomination forms can be downloaded from
www.ruralhealthwest.com.au/go/doctorserviceawards

9.7.45 DEPARTMENT OF SUSTAINABILITY, ENVIRONMENT, WATER, POPULATION AND COMMUNITIES – RED-TAILED BLACK-COCKATOOS

Document ID: 9135

The Department has recently released referral guidelines for Carnaby’s, Baudin’s and forest red-tailed black-cockatoos, which are listed as threatened under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act).

The guidelines can be accessed at www.environment.gov.au/epbc/publications/wa-cockatoos.html.

The Shire of Dandaragan falls within the area of medelled distribution of one or more of these three species.

More information is on hand.

9.7.46 KEEP AUSTRALIA BEAUTIFUL MEDIA RELEASE – JURIE BAY RIDING WAVE TOWARDS NATIONAL AWARDS

Document ID: 9178

Beaches across Australia have been put under the microscope over the last few months as part of the Clean Beaches Awards. Western Australia underwent a rigorous judging program, in which Jurien Bay was announced as their overall Clean Beaches winner. Jurien Bay is now in the running for the national awards, which is currently being judged against four other finalists around the country.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.46)**

9.7.47 MINISTER FOR LOCAL GOVERNMENT; HERITAGE; CITIZENSHIP AND MULTICULTURAL INTERESTS – WESTERN AUSTRALIAN MULTICULTURAL COMMUNITY SERVICE AWARDS 2013

Document ID: 9150

Nominations are now open for the Western Australian Multicultural Community Service Awards 2013. The Awards recognise Western Australian individuals, organisations and businesses who have achieved excellence and innovation in advancing a multicultural society through participation, equity and promotion.

Nominations must be received by 5.00pm on Monday 3 December 2012.

More information is on hand.

9.7.48 WALGA – LOCAL GOVERNMENT NEWS – ISSUE NO 41.12 – 15 OCTOBER 2012

Document ID: 9204

Inside this issue:

- 2012 Local Government Emergency Management Forum
- Inviting Project Application for Commodity Route Supplementary Funding
- WALGA Tax and GST Workshop
- Pin2Fix Update For iPhones
- Officer Training
- Elected Member Training
- Regional and Economic Development Forum
- Free Workshop – Planning and Designing for Pedestrian Guidelines
- National Disability Service Grants for Support Worker Training

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9.7.49 WALGA – CLIMATE CHANGE READINESS (COASTAL PLANNING AND PROTECTION) BILL 2012

Document ID: 9205

The Western Australian Local Government Association (the Association) is compiling comments on a draft private members bill prepared by Greens MLA, Lynn MacLaren, entitled Climate Change Readiness (Coastal Planning and Protection) Bill 2012 and they would appreciate your comments and feedback.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.49)**

9.7.50 WALGA INFOPAGE – WALGA HEALTHY COMMUNITIES ADVISORY GROUP EOI

Document ID: 9206

Key Issues:

- WALGA is establishing a new advisory group to guide the Association's advocacy activities in the preventative health portfolio.
- The Advisory Group will include representation from across the State and across portfolios.
- WALGA is seeking nominations from interested Local Governments by COB Monday 12 November 2012.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.50)**

10 NEW BUSINESS OF AN URGENT NATURE – INTRODUCED BY RESOLUTION OF THE MEETING

11 CONFIDENTIAL ITEMS FOR WHICH MEETING IS CLOSED TO THE PUBLIC

12 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

13 CLOSURE OF MEETING

The presiding member declared the meeting closed at 5.59pm.

MINUTES OF ORDINARY COUNCIL MEETING HELD THURSDAY 25 OCTOBER 2012

These minutes were confirmed at a meeting on

Signed

Presiding person at the meeting at which the minutes were confirmed

Date